

**GENERAL MUNICIPAL AUTHORITY OF THE TOWNSHIP OF MANHEIM
FRIDAY APRIL 21, 2023, REGULAR MEETING MINUTES**

Roll Call:

The regular meeting of the General Municipal Authority of the Township of Manheim was held on Friday, April 21, 2023, at 8:09 a.m. at the Manheim Township Municipal Building, 1840 Municipal Drive, Lancaster, Pennsylvania. Authority members present were Stacey Morgan-Brubaker, Adam Smith, M. Dale Weaver, Matthew Creme, and Benton Webber. Also present were William C. McCarty, Esquire, Rick Kane, Township Manager/Secretary, and Tracy Nonamaker, Township Financial Director. The meeting was called to order by Mr. Webber. He led all in attendance in the Pledge of Allegiance.

Public Comment: There was no public comment.

Minutes:

Mr. Weaver moved to approve the minutes of the January 20, 2023, regular meeting. Seconded by Ms. Morgan-Brubaker. Mr. Webber asked if there was any discussion. There was none. Motion carried unanimously.

Financial Reports:

Ms. Nonamaker presented the final financial report for the fourth quarter 2022 and preliminary financial report for first quarter 2023.

Mr. Smith moved to accept the final financial report for the fourth quarter of 2022 and the preliminary financial report for the first quarter of 2023. Seconded by Ms. Morgan-Brubaker. Mr. Webber asked if there was any discussion. There was none. Motion carried unanimously.

Invoices for Approval for Payment:

Mr. Weaver moved to approve the following disbursements for payment:

• Barley Snyder, LLC	\$ 366.00
• Lamb McErlane, PC	<u>\$22,239.14</u>
Total:	\$22,605.14

Seconded by Mr. Smith. Mr. Webber asked if there was any discussion. There was none. Motion carried unanimously.

Presentations/Public Hearings: There were none.

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Old Business:

Discussion of Responses Received for Request for Proposal of Solicitor Services

At this point in the meeting Mr. Creme recused himself from the meeting. The board discussed the merits of the three firms which submitted proposals. Following this discussion, Mr. Creme returned to the meeting room.

Mr. Smith moved to appoint Nikolaus & Hohenadel, LLC. as solicitor for the General Municipal Authority. Seconded by Ms. Morgan-Brubaker. Mr. Webber asked if there was any further discussion. Motion carried 4-0 with Mr. Mr. Creme recusing himself.

Mr. Smith moved to accept the resignation of Mr. Creme, effective immediately. Seconded by Mr. Weaver. Mr. Webber asked if there was any discussion. There was no further discussion. Motion carried 4-0.

Mr. Weaver moved to appoint Adam Smith as Vice-Chairperson to fill the unexpired term of Mr. Creme as Vice-Chairperson. Seconded by Ms. Morgan-Brubaker. Mr. Webber asked if there was any further discussion. There was none. Motion carried 4-0.

New Business:

Resolution: Approving Transitioning from the London Interbank Offered Rate (LIBOR) to the Secured Overnight Financial Rate (SOFR) Specific to Lancaster Bible College

Mr. Weaver moved to adopt the resolution regarding the transitioning from LIBOR to SOFR specific to Lancaster Bible College. Seconded by Ms. Morgan-Brubaker. Mr. Webber asked if there was any further discussion. There was none. Motion carried 4-0.

Motion to Appoint a Right to Know Officer for Authority

Following a brief discussion on this matter, the board decided to seek further advice from legal counsel before proceeding. This motion was tabled until a future meeting.

Motion to Authorize an Execution of Custodian/Escrow Agreement and Disburse \$2,750,00.00 to Secure Stay Pending Commonwealth Court Cross Appeals in Your Towne Builders, Inc. v. Manheim Township, Nos. 331, 497, 563 & 911 CD 2022

Ms. Nonamaker shared her concerns regarding which financial institute would hold the escrow and whether an interest-bearing account is an option. The board discussed these concerns amongst themselves and legal counsel present and special counsel Scott Withers

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via the conference phone. Following this discussion, Mr. Weaver moved to authorize the execution of an Custodian/Escrow Agreement and the disbursement of \$2,750,00.00 to secure the stay pending Commonwealth Court cross appeals in Your Towne Builders, Inc v. Manheim Township, Nos 331, 497, 563 and 911 CD 2022, upon approval of the General Municipal Authority Chairperson or Vice-Chairperson. Seconded by Ms. Morgan-Brubaker. Mr. Webber asked if there was any further discussion. There was none. Motion carried 4-0.

Correspondence/Other Business: There was none.

Adjournment:

There being no further business, the meeting was adjourned. The Authority moved to executive session beginning at 9:09 a.m.

Respectfully submitted,

Richard C. Kane
Recording Secretary